11-01-05

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Stephen Hardy

Serial No.: 10/772,134

Filed:

February 3, 200

For:

Product Management Display

System

Atty. Docket No.:

011610.00093

Group Art Unit:

3634

Examiner:

**TBD** 

## **INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, the Applicants wish to make the following references of record in the above-identified. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. 1.56. Copies of the foreign references cited are enclosed and listed on the completed PTO Form 1449.

Applicants believe no fees are due in connection with the filing of this Information Disclosure Statement. However, the Commissioner is hereby authorized to charge any fees that may be due or credit any overpayment of fees to our Deposit Account No. 19-0733.

Respectfully submitted,

Dated: October 31, 2005

Scott A. Burow

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| Complete if Known    |                  |  |  |
|----------------------|------------------|--|--|
| Application Number   | 10/772,134       |  |  |
| Filing Date          | February 3, 2004 |  |  |
| First Named Inventor | Stephen Hardy    |  |  |
| Art Unit             | 3634             |  |  |
| Examiner Name        | TBD              |  |  |
|                      | 044040 00000     |  |  |

| Sheet                  | 1  | of 2  | Attorn                      | ey Docket Number  | 0116 | 10.00093  |  |
|------------------------|--|---|-----------------------------|---|------|---|--|
| U.S. PATENT DOCUMENTS  |  |   |                             |   |      |   |  |
| Examiner<br>Initials * | Cite<br>No.1                                     | Document Number  Number - Kind Code <sup>2</sup> (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document Shaffer |      | Pages, Columns, Lines, Where Rele<br>Passages or Relevant |  |
|                        | <del></del>                                      | US- 2,085,479   | 06-29-1937                  |   |      | Figures Appear  |  |
|                        |  | US- 2,110,299   | 03-08-1938                  | Hinkle  |      |   |  |
|                        | <b></b>  | US- 2,111,496   | 03-15-1938                  | Scriba  |      |   |  |
|                        | <del>                                     </del> | US- 3,083,067   | 03-26-1963                  | Vos   |      |   |  |
|                        | <b> </b> -                                       | US- 3,285,429   | 11-15-1966                  | Propst  |      |   |  |
|                        |  | US- 3,308,961   | 03-14-1967                  | Chesley   |      | · · · · · · · · · · · · · · · · · · ·                     |  |
|                        | İ  | US- 3,348,732   | 10-24-1967                  | Schwarz   | i    | -   |  |
|                        | i  | US- 3,452,899   | 07-01-1969                  | Libberton   |      |   |  |
|                        |  | US- 3,652,154   | 03-28-1972                  | Gebel   |      |   |  |
|                        |  | US- 3,815,519   | 06-11-1974                  | Meyer   |      |   |  |
|                        |  | US- 3,830,169   | 08-20-1974                  | Madey   |      |   |  |
|                        |  | US- 3,868,021   | 02-25-1975                  | Heinrich  |      |   |  |
|                        |  | US- 4,300,693   | 11-17-1981                  | Spamer  |      |   |  |
|                        |  | US- 4,303,162   | 12-01-1981                  | Suttles   |      |   |  |
|                        |  | US- 4,331,243   | 05-25-1982                  | Doll  |      |   |  |
|                        |  | US- 4,467,927   | 08-28-1984                  | Nathan  |      |   |  |
|                        |  | US- 4,482,066   | 11-13-1984                  | Dykstra   |      |   |  |
|                        |  | US- 4,504,100   | 03-12-1985                  | Chaumard  |      |   |  |
|                        |  | US- 4,615,276   | 10-07-1986                  | Garabedian  |      |   |  |
|                        |  | US- 4,685,574   | 08-11-1987                  | Young   |      |   |  |
|                        |  | US- 4,706,821   | 11-17-1987                  | Kohis   |      |   |  |
|                        |  | US- 4,724,968   | 02-16-1988                  | Wombacher   |      |   |  |
|                        |  | US- 4,729,481   | 03-08-1988                  | Hawkinson   |      |   |  |
|                        |  | US- 4,730,741   | 03-15-1988                  | Jackle  |      |   |  |
|                        |  | US- 4,762,236   | 08-09-1988                  | Jackle  |      |   |  |
|                        |  | US- 4,830,201   | 05-16-1989                  | Breslow<br>Polvere                                      |      |   |  |
|                        |  | US- 4,836,390<br>US- 4,907,707                              | 06-16-1989<br>03-13-1990    | Crum  |      |   |  |
|                        |  | US- 4,934,645   | 06-19-1990                  | Breslow   |      |   |  |
|                        |  | US- 5,012,936   | 05-07-1991                  | Crum  |      |   |  |
|                        |  | US- 5,027,957   | 07-02-1991                  | Skalski   |      |   |  |
|                        |  | US- 5,111,942   | 05-12-1992                  | Bernardin   |      |   |  |
|                        |  | US- 5,123,546   | 06-23-1992                  | Crum  |      |   |  |
| _                      |  | US- 5,161,702   | 11-10-1992                  | Skalski   |      |   |  |
|                        |  | US- 5,178,258   | 1-12-1993                   | Smalley   |      |   |  |
|                        |  | US- 5,190,186   | 03-02-1993                  | Yablans   |      |   |  |
|                        |  | US- 5,265,738   | 11-30-1993                  | Yablans   |      |   |  |
|                        |  | US- 5,341,945   | 08-30-1994                  | Gibson  | -    |   |  |
|                        |  | US- 5,366,099   | 11-22-1994                  | Schmid  |      |   |  |
|                        |  | US- 5,390,802   | 02-21-1995                  | Pappagallo  |      |   |  |
|                        |  | US- 5,450,969   | 09-19-1995                  | Johnson   |      |   |  |
|                        |  | US- 5,464,105   | 11-07-1995                  | Mandeltort  |      |   |  |
|                        |  | US- 5,469,976   | 11-28-1995                  | Burchell  |      |   |  |
|                        |  | US- 5,542,552   | 08-06-1996                  | Yablans   |      |   |  |
|                        |  | US- 5,562,217   | 10-08-1996                  | Salveson  |      |   |  |
|                        |  | US- 5,634,564   | 06-03-1997                  | Spamer  |      |   |  |
|                        |  | US- 5,673,801   | 10-07-1997                  | Markson   |      |   |  |
|                        |  | US- 5,685,664   | 11-11-1997                  | Parham  |      |   |  |
|                        |  | US- 5,738,019   | 04-14-1998                  | Parker  |      |   |  |
|                        |  | US- 5,746,328   | 05-05-1998                  | Beeler  |      |   |  |
|                        |  | US- 5839,588  | 11-24-1998                  | Hawkinson   |      |   |  |
|                        |  | US- 6,041,720   | 03-28-2000                  | Hardy   |      |   |  |
|                        |  | US- 6,142,317   | 11-07-2000                  | Meri  |      |   |  |

| FOREIGN PATENT DOCUMENTS |                         |   |                                |  |  |                |
|--------------------------|-------------------------|---|--------------------------------|--|--|----------------|
| Examiner Cite            | Foreign Patent Document |   | Name of Patentee or            | Pages, Columns, Lines,<br>Where Relevant |  |                |
| Initials*                | No.¹                    | Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known) | Publication Date<br>MM-DD-YYYY | Applicant of Cited<br>Document           | Passages or Relevant<br>Figures Appear | T <sup>6</sup> |
|                          |                         | CH 412 251<br>(two translations provided)   | 04-30-1966                     | Gemperle                                 |  |                |
|                          |                         | GB 881700 ·   | 11-8-1961                      | Dallaway                                 |  |                |
|                          |                         | FR 2 385,365  | 12-01-1978                     | Corjon                                   |  |                |
|                          |                         | DE 2 825,724 A1   | 12-13-1979                     | Baumann                                  |  |                |
|                          |                         | GB 2 027,339  | 02-20-1980                     | Corjon                                   |  |                |
|                          |                         | EP 0 337,340  | 10-18-1989                     | Breslow                                  |  |                |
| _                        |                         | EP 0 398 500  | 11-22-1990                     | Merl                                     |  |                |
|                          |                         | WO 91/15141 A   | 10-17-1991                     | Yablans                                  |  |                |
|                          |                         | EP 0 454 586  | 10-30-1991                     | Bernardin                                |  |                |
|                          |                         | GB 2 283 407 A  | 05-10-1995                     | Parker                                   |  |                |
|                          |                         | DE 299-02,688 U1  | 07-08-1999                     | Vosshenrich                              |  |                |
|                          | 1                       | EP 0 779,047 B1   | 06-18-1997                     | Geel                                     |  |                |

| Examiner<br>Signature |  | Date<br>Considered |  |  |
|-----------------------|--|--------------------|--|--|
|-----------------------|--|--------------------|--|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (MPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| DENI  | Application Number    | 10/772,134       |  |
|---|-----------------------|------------------|--|
| TRANSMITTAL   | Filing Date           | February 3, 2004 |  |
| FORM  | First Named Inventor  | Stephen Hardy    |  |
| (to be used for all correspondence after initial fi | Art Unit              | 3634             |  |
|   | Examiner Name         | TBD              |  |
| Total Number of Pages in This Submission            | Attorney Docket Numbe | r 011610.00093   |  |

| ENCLOSURES (check all that apply)                 |                       |   |   |  |
|---|-----------------------|---|---|--|
| Fee Transmittal                                   | Form                  | Drawing(s)  | After Allowance Communication to Group                            |  |
| Fee Attache                                       | d                     | Licensing-related Papers  | Appeal Communication to Board of Appeals and Interferences        |  |
| Amendment / Re                                    | eply                  | Petition  | Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |  |
| After Final                                       |                       | Petition to Convert to a Provisional Application  | Proprietary Information   |  |
| ☐ Affidavits/de                                   | claration(s)          | Power of Attorney, Revocation Change of Correspondence Address  | Status Letter   |  |
| Extension of Tim                                  | ne Request            | Terminal Disclaimer   | Other Enclosure(s) (please identify below):                       |  |
| Express Abando                                    | nment Request         | Request for Refund  | PTO SB O8 A with attached foreign patents documents (141          |  |
| ☐ Information Disclosure Statement                |                       | CD, Number of CD(s)   | pages)  |  |
| Certified Copy o                                  | f Priority ·          | Remarks  Being filed via Express Mail No.: EV 406111252 US  |   |  |
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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT        |                       |   |   |  |
| Firm<br>or<br>Individual name                     | Scott A. Burow        |   |   |  |
| Signature   | Scott Benow           |   |   |  |
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By: mold willy

Application of:

Stephen Hardy

Application No.:

10/772,134

Filing Date:

February 3, 2004

Title:

Product Management Display System

Transmitted herewith are the following documents:

- X Transmittal (1 page)
- $\underline{X}$  Information Disclosure Statement (1 page)
- <u>X</u> PTO Form 1449 (2 pages)
- $\underline{X}$  Copies of the Foreign References (141 pages)
- X Return Receipt Postcard

Attorney Docket No.: <u>011610.00093</u>